IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vimpari et al.

Title: METHOD AND DEVICE FOR

PROVIDING A PREDETEMINED

TRANSMISSION RATE FOR

AN AUXILIARY INFORMATION

Appl. No.: 10/774,532

Filing Date: 2/10/2004

Examiner: Juntima, Nittaya

Art Unit: 2616

Confirmation 1088

Number:

AMENDMENT AND REPLY UNDER 37 CFR 1.111

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This communication is responsive to the Non-Final Office Action dated May 16, 2008, concerning the above-referenced patent application.

Applicant has enclosed with this amendment a Petition for Extension of Time to make this response timely.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this document.

Remarks/Arguments begin on page 5 of this document.

Please amend the application as follows: